

A collage of various plastic bottles and a metal can, representing recycling materials. The background features a mix of clear, blue, and green plastic bottles, some with their caps removed. A prominent blue metal can with a pull-tab is in the upper left. The overall color palette is light blue and white, with a curved white graphic element separating the top image from the text below.

Recycling Program Enforcement Branch – Quarterly Update

January 21, 2014



AGENDA

- Objectives
- Probationary Reviews
- Inspections
- Investigations
- Accusations
- DOJ Investigation
- Regulations Update



OBJECTIVES

- To provide a level of transparency for compliance assurance & enforcement activities
- To provide performance metrics associated with major functional areas
- To highlight successful compliance assurance and/or enforcement activities by CalRecycle and our interagency partners



PROBATIONARY REVIEWS

➤ July – September 2013 Statistics:

- Total # of DORiis Auto-Generated Cases – 181
- Recycling Centers Visited - 54
 - Passed - 14
 - Extended - 38
 - Recommended for Revocation - 2
 - Decertified during/as a result of visit - 0
 - Assessments - \$200,252.94 (\$191,902.94 restitution + \$8,350 civil penalties)



PROBATIONARY REVIEWS

➤ July - September 2013 Statistics (cont):

- Recycling Centers Not Visited - 127
 - Passed – 12
 - Extended - 78
 - Recommended for Revocation - 0
 - Not RCs – 18
 - Decertified / Abandoned – 11
 - Ongoing Investigation - 8



INSPECTIONS

➤ July – September 2013 Statistics:

- Total RC Inspections Conducted – 1,106
 - Notices of Non-Compliance Issued – 317
 - Notices of Violation Issued - 124
 - Civil Penalty Assessments - \$20,500



INSPECTIONS

➤ July – September 2013 Statistics (cont):

- Total Dealer Inspections Conducted – 24
 - Notices of Non-Compliance Issued – 9
 - Notices of Violation Issued – 0
 - Civil Penalty Assessments - 0
- **Other Activities:**
 - Affidavits Served – 1
 - Consumer Transaction Profiles - 7
 - Convenience Zone/HF Support – 0
 - Complaints Resolved - 93

A collage of recycled plastic bottles and a metal can lid. The background features several clear and green plastic bottles, some with their caps removed, and a blue metal can lid with a pull tab. The items are arranged in a way that suggests recycling and environmental awareness.

INVESTIGATIONS

➤ July – September 2013 Statistics:

- Investigation cases opened - 25
- Investigation cases closed - 26
- Application denial recommendations - 3
- Revocation recommendations - 12
- DOJ Referrals - 3



ACCUSATIONS

**Unresolved accusations as of September 30, 2013,
filed before CY 2013:**

Participant Name	Date Filed	Amount Assessed
Welch Foods, Inc. dba. Welch's	10/23/08	\$ 472,137.41
Piccadilly Imports, Inc.	12/22/08	\$ 10,990.87
Mission Fibers/Burbank Recycling	01/30/09	\$ 75,000,000.00
Villanueva Recycling	04/30/10	\$ 149,434.94
	TOTAL:	\$ 75,632,563.22



ACCUSATIONS

Accusations filed in January – September 2013:

(Disbursement Participants Only)

Participant Name	Date Filed	Amount Assessed	Amended Filed	Amended Assessment
Daws Recycling Center	01/10/13	\$ 82,487.73		
J & S Recycling	02/07/13	\$ 206,258.61		
Bullseye Recycling	04/04/13	\$ 412,672.30	04/22/13	\$ 412,680.80
USA Recycling	04/04/13	\$ 790,775.66	04/24/13	\$ 790,786.56
JL Recycling	07/08/13	\$ 34,368.64		
Alco Iron & Metal	07/19/13	\$ 5,378,440.62		\$ 7,422,339.97
	TOTALS:	\$ 6,905,003.56		\$ 8,948,922.31



ACCUSATIONS

Accusations filed before 2013 and resolved January – September 2013: (Disbursement Participants Only)

Participant Name	Date Filed	Amount Assessed	Amended Filed	Amended Assessment	Date Finalized	Resolution
Paper Rush and Recycle Today	12/31/09	\$2,006,996.31	07/13/11 & 12/05/12	\$ 2,067,229.27	08/13/13	\$ 2,078,748.57
Alamo Recycling	12/28/11	\$ 317,153.99	03/19/12	\$ 261,928.66	02/25/13	\$ 62,500.00
Unlimited Recycling	05/03/12	\$ 270,552.27			04/23/13	\$ 70,000.00
Chino Valley	09/13/12	\$ -			02/25/13	\$ 62,500.00
Alliance Recycling, Inc.	12/21/12	\$ 760,000.00	01/16/13	\$ 760,000.00	06/20/13	\$ 200,000.00
	TOTAL:	\$ 3,472,702.26		\$ 3,477,710.20	TOTAL:	\$ 2,473,748.57



DOJ INVESTIGATIONS

➤ July – September 2013 Statistics:

	-----Qtrly Activity----- (July – September 2013)		
	Open Investigations	Closed Investigations	Arrests
<u>Team</u>			
Northern Recycling Fraud Team	1	2	5
Southern Recycling Fraud Team	4	1	1
<u>Total</u>	5	3	6



REGULATORY UPDATES

➤ Daily Load Limits

- Effective January 1, 2014

➤ Persons Importing Empty Beverage Containers – Emergency Regulations

- Effective January 13, 2014
- Target Implementation – early February 2014



REGULATORY UPDATES

➤ Segregated Only / Recordkeeping & Reporting Requirements

- 1st informal public workshop scheduled for January 30, 2014
- 1001 I Street, Sierra Hearing Room, Sacramento
10:00am to Noon
- Webinar & WebCast